



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Claudine Guerin-Marchand et al.) Group Art Unit: 1645
Application No.: 09/837,344) Examiner: Nita M. Minnifield
Filed: April 19, 2001) Confirmation No.: 2865
For: PEPTIDE SEQUENCES SPECIFIC)
FOR THE HEPATIC STAGES OF P.)
FALCIPARUM BEARING EPITOPES)
CAPABLE OF STIMULATING THE T)
LYMPHOCYTES)

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached please find an executed Terminal Disclaimer in connection with the application identified above. The requisite fee is \$130.00 (1814).

- Charge \$130.00 to Deposit Account No. 02-4800 for the fee due.
 A check in the amount of _____ is enclosed for the fee due.
 Charge _____ to credit card. Form PTO-2038 is attached.

The director is hereby authorized to charge any appropriate fees under 37 C.F.R. § 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: May 10, 2005

By: Susan M. Dadio
Susan M. Dadio
Registration No. 40,373

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

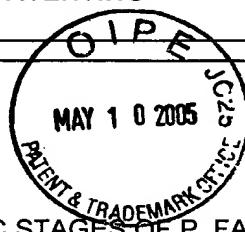
TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENTDocket Number (Optional)
010830-116

In re Patent Application of: Claudine Guerin-Marchand et al.

Application No.: 09/837,344

Filed: April 19, 2001

For: PEPTIDE SEQUENCES SPECIFIC FOR THE HEPATIC STAGES OF P. FALCIPARUM BEARING EPITOPE CAPABLE OF STIMULATING THE T LYMPHOCYTES



The owner*, Institut Pasteur, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent Nos. 6,319,502 and 6,270,771.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the other applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

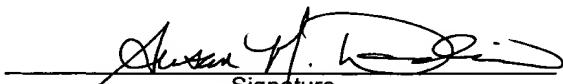
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any of the prior patents, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney or agent of record.



May 10, 2005

Date

05/11/2005 JADDO1 00000090 024800 09837344

Susan M. Dadio, Reg. No. 40,373

Typed or printed name

(703) 836-6620

Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.